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Attorneys for Plaintiff
VERIGY US, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

VERIGY US, INC, a Delaware Corporation

Plaintiff,

vs.

ROMI OMAR MAYDER, an individual;
WESLEY MAYDER, an individual; SILICON
TEST SYSTEMS, INC., a California Corporation;
and SILICON TEST SOLUTIONS, LLC, a
California Limited Liability Corporation,
inclusive,

Defendants.

Case No. C07 04330 RMW (HRL)

**DECLARATION OF
MELINDA MORTON IN SUPPORT OF
VERIGY'S SUPPLEMENTAL CASE
MANAGEMENT STATEMENT**

Judge: Honorable Ronald M. Whyte
Ctm: 6

Complaint Filed: August 22, 2007
Trial Date: None Set

1 I, Melinda M. Morton, declare as follows:

2 1. I am an attorney licensed to practice law before all of the courts of the State of
3 California. I am a partner in the law firm of Bergeson, LLP, counsel of record for plaintiff Verigy
4 US, Inc. ("Verigy") in the above-captioned action. I have personal knowledge of the facts set
5 forth in this declaration, and, if called to do so, I could and would competently testify thereto.

6 2. I submit this declaration in support of Verigy's Supplemental Case Management
7 Statement.

8 3. On Thursday, May 15, 2008, at 11:10 a.m., I sent an email to Defendants' counsel
9 informing them of Verigy's intention to file a supplemental case management statement and
10 asking counsel to inform me by noon on May 16, 2008 whether they intended to participate in the
11 proposed joint case management statement. A true and correct copy of my May 15, 2008 email to
12 Defendants' counsel is attached hereto as Exhibit A. As of 2:00 p.m. today, I have not received
13 any response from Defendants' counsel. Defendants filed a "corrected" answer at 1:11 p.m. today,
14 so counsel is apparently available but chose not to respond to my request.

15 I declare under penalty of perjury under the laws of the United States of America that the
16 foregoing is true and correct and that this declaration was executed this 16th day of May, 2008 at
17 San Jose, California.

18 /s/
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20 Melinda M. Morton
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